

Senate Bill No. 675

Passed the Senate September 8, 2005

Secretary of the Senate

Passed the Assembly September 6, 2005

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2005, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 14607.9 to the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 675, Cedillo. Vehicle forfeiture: safe transportation.

Existing law authorizes a peace officer to either immediately arrest a person and cause the removal and seizure of the vehicle he or she was operating or, if the vehicle is involved in a traffic collision, cause the removal and seizure of the vehicle, without the necessity of arresting the person, if the peace officer determines that the person was driving the vehicle while his or her driving privilege was suspended or revoked or without having been issued a license. Existing law subjects a vehicle to forfeiture as a nuisance if it is driven on a highway by a driver with a suspended or revoked license, or by an unlicensed driver, as specified. Existing law requires a vehicle to be impounded if its driver is unable to produce a valid driver's license, except as specified.

This bill would declare the intent of the Legislature that any peace officer who causes the vehicle to be seized and impounded pursuant to those provisions shall provide safe transportation for the persons in the vehicle who are not arrested, to an operating point of public transportation, as defined, the place of residence of the driver, or a safe place that has access to the use of a telephone, whichever is closer to the point of seizure, unless the person waives that transportation.

The people of the State of California do enact as follows:

SECTION 1. Section 14607.9 is added to the Vehicle Code, to read:

14607.9. It is the intent of the Legislature that any peace officer who seizes a vehicle pursuant to Section 14602.6 or 14607.6 shall provide or cause to be provided safe transportation for all persons traveling in the vehicle who are not arrested, to an operating point of public transportation, the place of residence of the driver, or a safe place that has access to the use of a

telephone, whichever is closer to the point of seizure, unless the person waives that transportation. An “operating point of public transportation” means a bus station, subway station, or train station on a route operating within one hour of the time a peace officer leaves a person at the station.

Approved _____, 2005

Governor